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 FAX No. : 703-872-9306  
 FROM : Rob L. Phillips, Registration No. 40,305  
 DATE : February 12, 2004

Application No. : 10/687,678 Confirmation No. : 9367  
 Applicant : Scott D'Avanzo  
 Filed : October 17, 2003  
 Title : GAMING MACHINE AND METHOD OF USE  
 TC/A.U. : 3713  
 Examiner : not known  
 Docket No. : 5611.00006  
 Customer No. : 29747

Enclosed are the following: 1. Information Disclosure Statement (2 pages)  
 2. Form PTO-1449 (1 page)

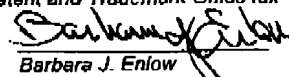
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 Barbara J. Enlow

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Barbara J. Enlow

Application No. : 10/687,678  
Applicant : Scott D'Avanzo  
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Commissioner:

In compliance with the duty of disclosure under 37 CFR §§ 1.56, 1.97 and 1.98, and in accordance with the provisions in the Manual of Patent Examining Procedure §§ 609 and 707.05(b), enclosed is FORM PTO-1449 listing references that are known to applicant. Copies of the listed references are not enclosed in accordance with the waiver of the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication. No representations are made as to the completeness of this list, nor is the submission of the above references an admission that they are prior art or relevant to the subject application.

It is respectfully requested that the listed references be considered in the examination of this application and identified on the list of references cited on the patent issuing for this application. Applicant also requests that an initialed copy of FORM PTO-

**Application No. 10/687,678**

1449 be entered in the application file and returned to applicant with the next communication from the Office in accordance with MPEP § 609.

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Date: February 12, 2004

Enclosures: PTO-1449

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Respectfully submitted,

By: 

Rob L. Phillips  
Registration No. 40,305

PTO/SB/08A (08-03)

Approved for use through 07/31/2008, OMB 0651-0031

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 1

**Complete if Known**

|                        |                  |
|------------------------|------------------|
| Application Number     | 10/687,678       |
| Filing Date            | October 17, 2003 |
| First Named Inventor   | Scott D'Avanzo   |
| Art Unit               | 3713             |
| Examiner Name          | not known        |
| Attorney Docket Number | 5611.00006       |

**U. S. PATENT DOCUMENTS**

| Examiner Initials* | Cite No. <sup>1</sup> | Document Number                          | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages or Relevant<br>Figures Appear |
|--------------------|-----------------------|--|--------------------------------|--|---|
|                    |                       | Number-Kind Code <sup>2</sup> (if known) |                                |  |   |
|                    |                       | US- 4,871,171                            | 10/03/1989                     | Rivero   |   |
|                    |                       | US- 5,360,214                            | 11/01/1994                     | Harmen   |   |
|                    |                       | US- 5,823,874                            | 10/20/1998                     | Adams  |   |
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**FOREIGN PATENT DOCUMENTS**

| Examiner Initials* | Cite No. <sup>1</sup> | Foreign Patent Document   | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines, Where<br>Relevant Passages Or Relevant Figures Appear | Y <sup>3</sup> |
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